

SCHEPPS WON'T BUDGE TILL WHITMAN WIRES

Finally Consents to Return When Sure of District Attorney's Agents—Waives Extradition Proceedings.

(By Telegram to The Tribune.)
Hot Springs, Ark., Aug. 14.—"Sam" Schepps, alleged to be the "paymaster" of the gunmen who killed Herman Rosen-
thal, has consented to return to New York with Assistant District Attorney Rubin and Detective Stewart, and will leave here at 6:45 o'clock to-morrow morning.

Mr. Rubin, accompanied by Stewart, arrived here this afternoon, but they had a lot of difficulty in convincing Schepps that they were the properly designated persons to take him in custody.

Before Mr. Rubin and the detective reached here Schepps assured Thomas Pettit, the acting Mayor, that he was willing to go back to New York with the men who were to come for him, but when they put in their appearance Schepps appeared to have misgivings.

Schepps had declared he knew Mr. Rubin by sight and would gladly consent to return with him. Mr. Rubin and Stewart got here a little before noon and went at once to the Hotel Marquette. A few minutes later Schepps was called into the room where the two men from New York were awaiting him. Schepps pretended to be doubtful as to their identity. He went to the door and looked out, uttering the words, "Mr. Rubin, I am not sure."

Mr. Rubin said he and Stewart got away from New York so hurriedly that they had not taken the time to get from District Attorney Whitman the credentials that Schepps demanded, and for a time it seemed that the New York men would have a lot of trouble in persuading the prisoner to go back with them.

"Pretty Near to Missouri."
This town is pretty near to Missouri, said Schepps.

Mr. Rubin was nonplussed. He had in his pocket a letter from his brother and the label inside his coat bore his name, but that did not satisfy the man for whom he had been sent. The attitude maintained by Schepps had its effect upon Mr. Pettit also, and the acting Mayor said he would not consent to let the prisoner leave Hot Springs in the custody of persons who had not been properly identified.

Mr. Rubin insisted that Mr. Pettit wire Mr. Whitman for a complete description. While the message was being sent and the answer received, Schepps spent much of his time swearing that he would go to New York and that he intended to have freedom.

Schepps really had not been under arrest when he was taken into custody at the postoffice Saturday afternoon, but this afternoon Postmaster Frederick Johnson got out a warrant charging him with being a fugitive from justice and held the warrant as a last resort in case Schepps refused finally to recognize the authority of the men who had come for him.

It was thought for a time that Schepps was trying to delay matters so that Bernard Sandler, a lawyer from New York, might have a chance to get here. This afternoon, however, Schepps declared he did not know Sandler at all. He said that it might be that some of his family in New York had hired the lawyer, but they had not informed him and that he would not know Sandler when he saw him.

Today Schepps sent a message to his family asking who Sandler was and he got an answer conveying the information that the family had not hired the lawyer and that they knew no more of him than did Schepps himself.

"I would bet the fellow in the eye if he came around asking me any questions," said Schepps. "I am going back to New York, and the only person that I will talk to is District Attorney Whitman."

To Waive Extradition?
Mr. Whitman's other representative, Detective Thomas, did not reach here till 10 o'clock to-night. Extradition proceedings were not necessary, for as soon as Schepps had been satisfied that Rubin and Stewart were the men who had come for him he expressed a willing-
ness to go back without the usual legal formalities. He had to see an accurate description of Rubin and Stewart, none of which Mr. Whitman sent by wire. When he would believe they were the men who had come for him.

It would have been possible for Rubin and Stewart to have started North with Schepps early this evening, but he made objections to going by way of Memphis, so the start was delayed until to-morrow, when they will leave here over the Iron Mountain route.

Schepps declared to-night that he was

SON BORN TO MRS. ASTOR; BOTH ARE DOING WELL

Named for His Father, Who Died in Titanic Disaster, John Jacob Astor Weighs 7¾ Pounds.

WILL CONTEST MAY FOLLOW

In Any Event, Baby Heir to \$3,- 000,000 Under Will, to Pro- visions of Which Mother Does Not Accede.

A son was born to Mrs. Madeleine Force Astor yesterday morning in the Astor mansion, No. 810 Fifth avenue, about four months after the day on which his father, Colonel John Jacob Astor, went down with the Titanic, and in memory of his parent the infant has been named John Jacob.

The son so ardently hoped for by young Mrs. Astor was placed in her arms soon after 8 o'clock in the morning, a perfectly healthy and normal baby, weighing seven and three-quarter pounds. The mother's condition was pronounced entirely satisfactory.

The announcement that a posthumous heir to Colonel Astor had been born was made toward 9 o'clock by Dr. Edwin R. Cragin, who has been in constant attendance on Mrs. Astor for the last ten days. In his bulletin Dr. Cragin said the condition of mother and child was good, and that the birth had been perfect from a medical point of view. The ordeal through which the young mother had passed in the Titanic disaster made her family apprehensive of the event, and the normal arrival of the baby was a source of delight to Mrs. Astor's relatives.

The baby heir to \$3,000,000 was welcomed by Dr. Cragin and a trained nurse, Miss Helen Nesbit. The infant's grandmother, Mrs. William H. Force, and his aunt, Miss Kathryn Force, were in an adjoining room. A luxurious nursery, said to have cost \$10,000, had been prepared for him.

At that early hour there were only a few curious people in the neighborhood of the Astor mansion, although for several days the crowd which gathered there had not been inconsiderable.

Of Interest to Sightseers.

Mrs. Astor's room occupies the southwest corner of the second floor. For some time the windows of this room have been pointed out to passersby, and the sightseeing automobiles slowed down to give their passengers a chance to look at the mansion. After the news of the birth spread yesterday little groups assembled along Central Park to discuss the event.

Every preparation for the arrival of the Astor heir had been completed ten days ago. Mrs. Astor's mother and sister have been with her constantly, and Dr. Cragin and eight nurses have been staying in the Astor mansion.

Mrs. Astor's father, William H. Force, received the news of the birth by telephone, and arrived at the house of his daughter a short time after the event.

The birth of a boy was viewed yesterday as a practical assurance of a contest over the will of Colonel John Jacob Astor. Judge Henry A. Gilder, executor, guardian for Mrs. Madeleine Force Astor until she became of age on June 15, attached a memorandum to the probate papers of the Astor will in which he stated in his ward's behalf that nothing therein should be taken as an acceptance by her of the provisions made for her in the will.

Although Mr. Force denied at that time that his daughter had any intention of contesting the will, the possibility of a legal fight to secure a larger share of the Astor fortune to the newly born John Jacob Astor has not been eliminated.

The Astors Here Five Generations.

The new scion of the Astor family will be the sixth to bear the name of John Jacob Astor. This is the fifth generation since the great-grandfather of Colonel Astor came to this country from Germany, but there has been a fifth John Jacob christened in the youngest generation, a son of William Waldorf Astor, who has become an English subject.

John Jacob Astor, 1st, was born in the village of Waldorf, Germany, in July, 1764, and died in this city on March 29, 1848. His son, John Jacob Astor, 2d, who was of weak mind, was born in 1795 and died in 1834 without issue.

John Jacob Astor, 3d, son of William B. Astor, favorite son of the founder of the family, died on December 12, 1887.

John Jacob Astor, 4th, his nephew, was the Colonel Astor who died on the Titanic. He was the only son of William B. Astor, 2d.

William Waldorf Astor, a cousin of Colonel Astor and son of John Jacob Astor, 3d, named one of his sons John Jacob Astor, making the fifth of that name.

If the boy born yesterday to Mrs. Madeleine Force Astor lives to be twenty-one years old he will receive \$2,000,000 of the more than \$3,000,000 left by John Jacob Astor when he went down on the White Star liner Titanic last April. If he dies before reaching that age he will, at any rate, receive the income from a trust fund of that size up to the day of his death, unless the courts reverse a ruling that has stood for many years.

Provisions of Astor Will.

The provision of the Astor will under which the child will claim the inheritance sets aside \$3,000,000 for "each child who shall survive the testator," other than his son, William Vincent Astor, and his daughter, Ava Alice Muriel Astor.

In the event of the child's death before it attains majority, the same provisions hold under the will as are applied to the inheritance of Muriel Astor. As summarized by Lewis Cass Ledyard, who drew up the instrument, these provisions are as follows:



MRS. MADELEINE FORCE ASTOR.

one years it goes, according to her will, and in default of a will, then unto her issue, if any, and in default of a will or issue surviving her, then to William Vincent Astor.

This newborn child may some day wield the great bulk of the Astor estate, however. Vincent and Muriel Astor are the only ones who stand between it and the millions that are now in young Astor's hands. Neither the first nor the second Mrs. Astor would be benefited by the death of either of those two. But if both of the children by Colonel Astor's first marriage should die without issue before coming to their twenty-first year, then all of the Astor property, except the \$5,000,000 or \$10,000,000, specifically disposed of by Colonel Astor's will, would go to Mrs. Madeleine Force Astor's child.

A provision of the instrument forbids the residuary legatee who shall be in possession of the Astor real estate, which forms by far the largest part of the property, from disposing of it in any way until twenty-one.

The mother of the child born yesterday was, before her marriage, Madeleine Talmage Force, younger daughter of the head of the large shipping concern, William H. Force & Co. She was born in Brooklyn twenty-one years ago, and traces her descent from old Huguenot stock. Her mother was Katherine Arvilla Talmage, of the Brooklyn family which traces its descent direct from the Tollenmaches.

On her father's side the young widow is connected with the Emmonds family, of Boston. Mr. Force was a son of Mary Emmonds Force, sister of J. Frank Emmonds, who went to Staten Island, and later became president of the Staten Island Rapid Transit Company.

Descended from Brooklyn Mayor.

The second daughter gained her name

ROYAL POSTHUMOUS BIRTHS

King Alfonso the Most Recent of Instances—Drastic Law Covers Inheritance of British Peerages.

Perhaps the most celebrated of posthumous children in history and legend is King Arthur of Britain, who was born of his mother Ygerne after the death of his father, King Uther, at the Castle of Tintagel, in Cornwall. Many signs and portents accompanied his birth, as that of the champion of his race. Some even said that he was not his father's son, but a changeling supplied by the enchanter Merlin, who.

After sunset, when the long wave broke along the thundering shores of Bide and Box, He found a naked child upon the sands of dark Tintagel by the Cornish sea, And that was Arthur.

To pass on, however, to a modern monarch, the present sovereign of Spain, Alfonso XIII, has been a King from a very hour of his birth, which occurred just six months after the death of his father, Alfonso XII. During the interval the throne was occupied by the elder of the prospective little King's two sisters, the late Maria de las Mercedes, who was but six years old at the time. Up to the day of her death, in 1904, she was the youngest of the deposed queens of Europe.

The birth of the baby King had been eagerly anticipated by all Spain, for it was feared that under a queen there would inevitably be a revival of all those internal discords and Carlist plots that had been the blight of Spain for nearly three generations.

Another posthumous King, also of the historic house of Bourbon, was the son of the late Duc de Berry, who was murdered at the Paris Opera, February 13, 1820. Eight months after the duke's assassination his widow, daughter of Francois I, King of the Two Sicilies, gave birth to a son, who received the name of Henri, and the title of Duc de Bordeaux from his granduncle, King Louis XVIII of France.

Boy King for Forty-eight Hours.

In 1830, when the boy was barely ten years of age, his grandfather, King Charles X, faced by the July revolution, abdicated in his favor, and the lad was proclaimed King as "Henry V of France." His reign, however, lasted not more than forty-eight hours, when he was compelled

TOTAL OF \$65,345 DEPOSITS BY BECKER

Continued from first page.

Exchange Bank, who is also a member of the Clearing House committee, denied yesterday the published report that the Clearing House banks had voluntarily offered to aid the District Attorney by opening their books to him in his quest for the deposits of members of the police force who may be suspected of having taken "graft" money from gamblers and other lawbreakers. It would be improper for the Clearing House committee, Mr. Frew said, to direct or ask the institutions in the Clearing House Association to give the District Attorney access to the accounts of their customers, the disclosure of such information being a matter resting with the individual banks.

Supplied on Subpoena.

As to his own bank, with which Becker had deposited about \$50,000 since last November, Mr. Frew added that its evidence regarding those deposits had been supplied only upon a subpoena from the District Attorney, and the figures had not been made public by the bank.

Frank A. Vanderbilt, president of the National City Bank, who is chairman of the Clearing House committee, said he knew nothing at all regarding the reported offer of the Clearing House banks to show the District Attorney the accounts of customers who were members of the local police force.

Mr. Whitman spent most of the afternoon in the library of the Bar Association looking up the points of law in connection with the prospective trial of Becker and of those who will be indicted.

It is probable that the four gunmen, provided the police catch "Gyp the Blood" and "Lefty Louie," will be tried first, and the District Attorney will try to be prepared to go ahead with these cases in September. Becker's trial will probably follow that of the last of the gunmen. The identification of the gunmen is not expected to prove of any trouble whatever, because the District Attorney now has more than five witnesses, who are not in any way connected with the case or the conditions that led up to it, who can positively identify the men who actually shot Rosenthal.

Mr. Whitman had Louis Libby, the partner of William Shapiro, chauffeur of the murder car, transferred to the West Side prison yesterday. He believes that Libby has had an influence over Shapiro in the way of keeping him from telling all he knows, and thinks that with Libby away from him Shapiro will change his attitude and lend more aid to the investigation. Developments yesterday brought out the disclosure that Shapiro could if he would make positive identifications of every man in the murder car on the trip away from the Metropole.

Schepps Still Alarmed.

According to the telegrams that came to the District Attorney yesterday from Mr. Rubin in Hot Springs, "Sam" Schepps had not the slightest intention of taking even the most remote kind of a chance of falling into the hands of the New York police.

The first one told Mr. Whitman of Rubin's arrival and meeting with Schepps, and conveyed the impression that everything was satisfactory and Schepps was ready to start back immediately. Then followed another message, to the effect that Schepps wanted to await the arrival of Bernard Sandler, the lawyer engaged for him by his family, although news dispatches from Arkansas quoted Schepps as saying that he didn't know Sandler.

Then about 6 o'clock last night Mr. Whitman received this wire from him: "Schepps demands that you wire description of me—five feet ten, blond, blue suit, name in coat, 165 pounds."

Mr. Whitman duly copied the description of Rubin as wired by Rubin himself and put it on a return wire to Schepps, which apparently satisfied Schepps. Bernard Sandler, Mr. Whitman understands, will arrive in Hot Springs this morning, and the much-wanted Schepps will probably be in New York by Saturday morning at the latest.

The grand jury will meet to-day and will take up the necessary routine work preliminary to the finding of a blanket indictment, which it expects to finish in time to hand up the true bill by the end of the afternoon.

As to the graft end of the inquiry, and particularly that part of it which

will implicate the four police inspectors whose heads are now in imminent danger, Mr. Whitman intimated yesterday that that was bound to be slow work. He has no intention of allowing that inquiry to take precedence over the murder end, because he feels strongly that the manner of Rosenthal's murder was nothing less than a brazen challenge from the police ring to warn others not to give information against the "system" to the District Attorney.

Along the line of the graft inquiry, Mr. Whitman said last night that it was probably inevitable that exaggerated and distorted stories would become public in various ways, stories such as would link up the names or identities of prominent business men whose activities necessarily brought them in contact with men in big gambling and police circles, but that he felt that the publication of such data as accurate bank records of astounding deposits by moderate salaried police officials would point out the real trail of graft more quickly than anything else could.

Explained, Says Lawyer.

John F. McIntyre, Becker's chief counsel, who returned yesterday after a three days' absence from the city, had a long conference with his client in the Tombs and subsequently called on Mr. Whitman. When asked what Becker had to say about his various bank accounts which the District Attorney had traced to him, Mr. McIntyre declared that Becker had explained them to him satisfactorily. The lawyer denied, however, that Becker had any such amounts deposited in banks as has been mentioned.

"In a general way I went over the statements printed to-day about his banking transactions," said Mr. McIntyre. "In every instance he gave me a satisfactory explanation. When all these reports are sifted they will be found to have very little foundation. It is ridiculous to suppose that Becker had any such amount of money on deposit as has been reported."

Becker's lawyer said he had made no attempt yet to ascertain from the banks concerned whether there was foundation for the statements printed.

"Even if they were true, what does it matter?" said Mr. McIntyre. "I have been retained to defend Becker on a charge of murder, and no other. I fail to see that these bank accounts are in any way material in this connection."

The lawyer said he was hard at work on the preparation of his client's case and that he confidently expected to acquit Becker of the charge against him. He said there was no truth in the reports that Becker might decide to tell the District Attorney what he knew about the Rosenthal case in an effort to obtain leniency.

Conscience Easy.

"Becker is an intelligent man and has been of great assistance to me in preparing his defense," said the lawyer. "He is boasting up well and his conscience does not trouble him. He feels that his innocence will be established. Mrs. Becker, too, endures the situation with fortitude."

Mr. McIntyre expressed himself as considerably incensed over the fact that bankers had come forward and disclosed details in regard to some of Becker's deposits.

"I am unwilling to believe that any banker would disregard the confidential relation between himself and his depositor in that way," said Becker's lawyer. "The confidential relation is the same as between lawyer and client. The relation is equally confidential in regard to a safe deposit box."

"We haven't anything to conceal, and don't care if they should break open Becker's safe deposit box. They can go as far as to use a jimmy and a dark lantern, if they want to. But what we do object to is the violation of confidence involved."

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